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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/790,585	03/01/2004	Bill Tsang Chun Chee	03-125	9860
24124	7590	03/20/2006	EXAMINER	
BOHAN, MATHERS & ASSOCIATES, LLC PO BOX 17707 PORTLAND, ME 04112-8707			NGUYEN, HUNG THANH	
			ART UNIT	PAPER NUMBER
			2841	

DATE MAILED: 03/20/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

10/790,585

Applicant(s)

CHEE, BILL TSANG CHUN

Examiner

HUNG T. NGUYEN

Art Unit

2841

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 01 March 2004.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-5 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-5 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
 - ☐ Certified copies of the priority documents have been received in Application No. _____.
 - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- ☒ Notice of References Cited (PTO-892)
- ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- ☒ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date 3/01/04.
- ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____.
- ☐ Notice of Informal Patent Application (PTO-152)
- ☐ Other: _____.



DETAILED ACTION

Claim Rejections - 35 USC § 102

The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

Claims 1 is rejected under 35 U.S.C. 102(b) as being anticipated by Yamamori et al. (US 5,355,357)

Regard claim 1: Yamamori et al. discloses in figures 1-2, 14, a case for a handheld device comprising: a case panel (consisting all three piece element top, middle, bottom portions), said case panel (consisting all three piece element top, middle, bottom portions) having a first panel (top portion consisting of elements 132-135) and a second panel (bottom portion consisting of elements 3-5), and an intermediate panel (middle portion consisting of elements 111, 112b) therebetween, wherein said case panel (consisting all three piece element top, middle and bottom portions) is foldable so as to form an open-sided enclosure for receiving said handheld device; a device bracket (27) having a first end (25) for receiving said handheld device and a second end (opposite with first end) that is attached to a bracket strap that is movably attached to said case panel (consisting all three piece element top, middle and bottom portions); and a closure means (138) attached to said first panel (top portion consisting of elements 132-135) and said second panel (bottom portion consisting of element 3-5).

Claim Rejections - 35 USC § 103

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

Claims 2-5 are rejected under 35 U.S.C. 103(a) as being unpatentable over Yamamori et al. (US 5,355,357) in view of Kim (US 6,301,098).

Regard claim 2: Yamamori et al. discloses all elements of the case as described above with respect to claim 1 except, Yamamori et al. does not disclose a removable cardholder that is affixed to said case panel.

Kim discloses a removable cardholder (rectangular box uses to hold element 162, see figure 2) that is affixed to the case panel.

Yamamori et al. and Kim are analogous art because they are from the same field of endeavor to make portable devices.

Therefore, it would have been obvious for one ordinary skill in the art at the time of the invention to make portable device of Yamamori et al. to have cardholder as taught by Kim for the benefit of storing/reading data.

Regard claim 3: Yamamori et al. discloses all elements of the case as described above with respect to claim 2 except, Yamamori et al. does not disclose the case panel has an inner side and wherein said removable memory cardholder is affixed to said inner side.

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Kim discloses the case panel has an inner side (142) and wherein said removable memory cardholder is affixed to the inner side.

Yamamori et al. and Kim are analogous art because they are from the same field of endeavor to make portable devices.

Therefore, it would have been obvious for one ordinary skill in the art at the time of the invention to make portable device of Yamamori et al. to have an inner side as taught by Kim for the benefit of attaching devices.

Regard claim 4: Yamamori et al. discloses all elements of the case as described above with respect to claim 3 except, Yamamori et al. does not the case of the removable memory cardholder includes a frame for slidably holding a removable memory card.

Kim discloses the case of the removable memory cardholder includes a frame (it appears card holder has a frame for slidably hold element 162) for slidably holding a removable memory card.

Yamamori et al. and Kim are analogous art because they are from the same field of endeavor to make portable devices.

Therefore, it would have been obvious for one ordinary skill in the art at the time of the invention to make portable device of Yamamori et al. to have a frame as taught by Kim for the benefit of storing/reading data.

Regard claim 5: Yamamori et al. discloses all elements of the case as described above with respect to claim 3 except, Yamamori et al. does not the case of the frame includes two removable memory card slots (152 and an opening for element 162).for holding two removable memory cards.

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Kim does not disclose Yamamori et al. and Kim are analogous art because they are from the same field of endeavor to make portable devices.

Therefore, it would have been obvious for one ordinary skill in the art at the time of the invention to make portable device of Yamamori et al. to have 2 slots as taught by Kim for the benefit of storing/reading data.

Relevant Art

The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. The Dewitt et al. (US 5,495,389) teaches portable computer, Crease (US 4,736,332) teaches the foldable personal computer, Held (US 5,105,338) teaches two side panels computer, York (US 4,918,632) teaches ring-type notebook holder, Ambasz (US 5,295,089) teaches foldable electronic device, Ma (US 6,078,407) teaches portable computer and scanner, Jackson (US 5,971,148) teaches nomadic computer, Yamashita et al (US 5,109,354) teaches pocket handheld device.

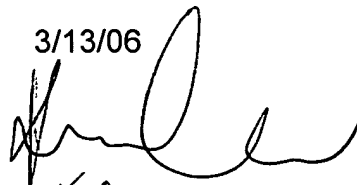
Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to HUNG T. NGUYEN whose telephone number is 571-272-5983. The examiner can normally be reached on 8:00AM - 5:30PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, KAMMIE CUNEO can be reached on 571-272-1957. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

HN

Hung Thanh Nguyen

3/13/06

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SPE 2841

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